IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 130 OF 2006

MR. TIMOTIM PASCOAL RODRIGUES AND ANR., ...Petitioners

Versus

MRS. FATIMA RODRIGUES E MENEZES AND 3 ORS., ...Respondents

Mr.J.E. Coelho Pereira, Sr. Advocate with Mr. S. B. Karpe, Advocate for the Petitioners.
Mr. P. P. Singh, For Respondents No. 1 & 2.
Mr. M.B. D'Costa, Sr. Advocate with Mr. J.A. Lobo, Advocate for R.3 and 4.

Coram:- A. P. LAVANDE, J.

Date:- 5th May, 2006

P.C.:

Heard Mr. Coelho Pereira,learned Senior Counsel on behalf of the petitioners, Mr. Singh, learned counsel on behalf of the respondents No.1 and 2 and Mr. D'Costa, learned Senior Counsel on behalf of Respondents No.3 and 4.

Mr. Coelho Pereira, learned Senior Counsel seeks leave to withdraw the application dated 13.02.06 filed by the petitioners, upon which the trial Court has passed the impugned order, with liberty to file a proper application.

Having regard to the peculiar circumstances of the case, I am inclined to grant leave to the petitioners to withdraw the said application with liberty to file appropriate application. Consequently the impugned Order dated 13.02.06 stands quashed and set aside. Liberty to the petitioners to file appropriate application, if they are so advised.

Petition stands disposed of in the aforesaid terms with no order as to costs.

A. P. LAVANDE, J.

sl.